

Case No. U 59/829
Applicant Datta et al.

Director of The United States Patent & Trademark Office
Washington, D.C. 20231

Please : Applicant: Datta et al. Client/Matter: 659/829
Serial No.: 08/872,976 KC Ref. No. 14,104-1
Filed: 5/31/01

Items Mailed: Transmittal (in duplicate); Second
Request for Correction of Filing Receipt; copy of filing
receipt, copy of Response to Request for Corrected Filing
Receipt and copy of Preliminary Amendment.

BRINKS HOFER GILSON & LIONE

By: Glen P. Belvis

Date of Mailing: January 24, 2002

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NOTICE OF MAILING TO PATENT OFFICE

ENTERED ON WORKING CARD

APPLICANT

Applicant: Datta et al.

CLIENT/MATTER NO.

Serial No.: 09/872,976 Filed: 5/31/01

ITEM(S) MAILED

Client/Matter: 659/829 K-C Ref. No. 14,104.1

DATE DUE

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for Correction of Filing Receipt; copy of filing receipt,
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and copy of Preliminary Amendment.

DATE OF MAILING

Date of Mailing: January 24, 2002

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G.P.B./S.C.M.
ATTORNEY/SECRETARY



Case No. U 59/829
Applicant Datta et al.

Director of The United States Patent & Trademark Office
Washington, D.C. 2023

Please

Applicant: Datta et al.

Client/Matter: 659/829

Serial No.: 08/872,976

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By: Glen P. Belvis

Date of Mailing: January 24, 2002

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14,104.1

Second Request
Filing Receipt

RECEIVED

OCT 01 2002

TECHNOLOGY CENTER R3700

KC Ref. No. 14,104-1			
TRANSMITTAL LETTER			
Serial No. 09/872,976	Filing Date May 31, 2001	Examiner Unassigned	Case No. 659/829 Group Art Unit 3761
Inventor(s) Datta et al.			
Title of Invention FULL WRAPPING DISPOSABLE REFASTENABLE AND ADJUSTABLE PANT			

TO THE ASSISTANT COMMISSIONER FOR PATENTS

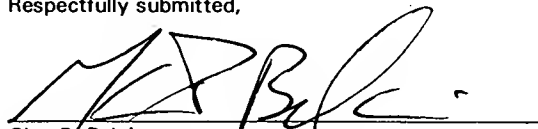
Transmitted herewith is a Second Request for Correction of Filing Receipt w/ copies of the Filing Receipt, Response to Request for Corrected Filing Receipt and Preliminary Amendment.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a _____ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus		0	x \$11 =			x \$22 =	
Indep.		Minus		0	x \$41 =			x \$82 =	
First Presentation of Multiple Dep. Claim					+ \$135 =			+ \$270 =	
					total add'l fee	\$		total add'l fee	\$

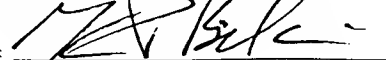
- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$_____. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$_____ to cover the filing fee is enclosed.
- ☒ The Assistant Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Glen P. Belvis
Registration No. 31,735
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington O.C. 20231, on

Date: 1/27/01 Signature: 

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents

Washington, D.C. 20231

on

11/24/01
Date of Deposit

Glen P. Belvis
Name of applicant, assignee or
Registered Representative

Signature

11/24/01
Date of Signature

Our Case No. 659/829

KC Ref. No: 14,104.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Datta et al.

Group Art Unit No. 3761

Serial No. 09/872,976

Filing Date: 05/31/2001

For FULL WRAPPING DISPOSABLE
REFASTENABLE AND
ADJUSTABLE PANT

SECOND REQUEST FOR CORRECTION OF FILING RECEIPT

Commissioner of Patents

Washington, D.C. 20231

Attention: Application Processing Division
Customer Correction Branch

Sir:

This is in response to a paper date mailed 12/6/01 (copy enclosed). Applicant requests the issuance of a corrected filing receipt (copy enclosed) for the above-referenced patent application, and in support of this request respectfully states:

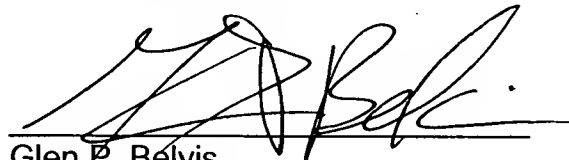
In the Section, Domestic Priority Data, after 12/18/1998, please insert --
and a continuation of 09/215,866, lawyer docket no. 659/482 (filed
12/18/98), and 09/215,951, lawyer docket no. 659/489 (filed 12/18/98) --.

So that the Section, Domestic Priority Data reads as follows: This is a
continuation of pending application serial number 09/215,865, lawyer
docket no. 659/487 (filed 12/18/98), and a continuation of 09/215,866,
lawyer docket no. 659/482 (filed 12/18/98), and 09/215,951, lawyer docket
no. 659/489 (filed 12/18/98) --.

A copy of the Preliminary Amendment filed concurrently herewith regarding
the relationship of the prior application is attached hereto.

The Commissioner is hereby authorized to charge any fees required to
Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Glen P. Belvis', is written over a horizontal line.

Glen P. Belvis
Registration No.
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200

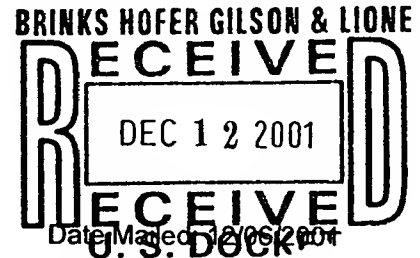


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09872976	05/31/2001	Paul	659-829

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, Illinois 60610



RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Publication and General Rules Issues

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The articles such as "a", "an", and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- ☐ The words "new", "improved", "improvement of", "improvement in", or "improvement relating to" are not included as the first words in the title of an application because a patent application is, by nature, a new idea or improvement. See MPEP 606.
- ☐ The title appears on the filing receipt in sentence case for publication in the Annual Index of Patents.
- ☐ Amendments are not accepted in provisional applications. See 37 CFR 1.53(c).
- ☐ An amendment or Application Data Sheet is needed to make this change.
- ☐ The inventor's residence will only include the city and state for U.S. residences or city and country for residences outside the U.S. See MPEP 605.02.
- ☒ Continuity claimed under 35 USC 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an amendment or Application Data Sheet.

☐ Small entity status was previously claimed in this application. To notify the Office of a loss of entitlement to small entity status, see 37 CFR 1.27(g). To have a good faith error in claiming small entity status excused, see 37 CFR 1.28(c).

☐ The request for non-publication was not timely filed. A request for non-publication must be submitted upon filing of an application. The application is scheduled to be published on the date specified on the filing receipt.

☐ The request for non-publication has not been recognized because it is not conspicuous as required by 37 CFR 1.213.

☐ There was no prior request for non-publication in this application. The request to rescind the non-publication request will not be processed.

☐ Your request for non-publication will not be acknowledged because this application is not eligible for publication. Only utility and plant applications filed on or after November 29, 2000 are eligible for publication.

☐ The "Non-Publication Request" indicator is correct. If there was a proper request submitted at the time of filing, the notation on the filing receipt will be "Yes". If no such request was made, the notation will be "No".



Customer Service Center
Office of Initial Patent Examination
(703) 308-1202

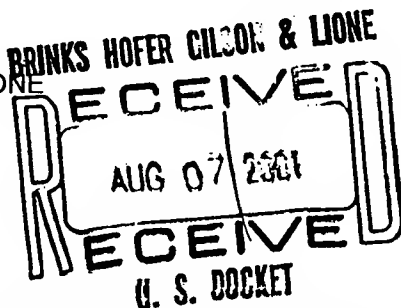


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/872,976	05/31/2001	3761	1030	659-829	5	14	7

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610



CONFIRMATION NO. 3040

FILING RECEIPT



OC000000006376547

Date Mailed: 08/02/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Paul J. Datta, Residence Not Provided;
Suzanne M. Schmoker, Residence Not Provided;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/215,865 12/18/1998; and a continuation
of 09/215,866, lawyer docket no 659/482 (filed 12/18/98), and 09/215,951,
Foreign Applications lawyer docket no 659/489 (filed 12/18/98)

If Required, Foreign Filing License Granted 08/01/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Full wrapping disposable refastenable and adjustable pant

Preliminary Class

604

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

Washington, D.C. 20231, on 1/24/01 Date of Deposit

Date of Deposit

Name of applicant, assignee or
Registered Representative

[Signature]

Signature

[Signature]

Signature _____

Date of Signature

1/24/01

Our File No. 659/829

K-C Reference No.: 14,104-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Datta et al.

Serial No.: 09/872,976

Examiner: Not Assigned

Filing Date: 05/31/01

Group Art Unit No.: 3761

For: FULL WRAPPING DISPOSABLE
REFASTENABLE AND ADJUSTABLE
PANT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

PRELIMINARY AMENDMENT

This is a Preliminary Amendment to the above-referenced patent application.

In the Specification:

In the Specification, “Please delete the paragraph on page 1, lines 4-8 and in its place substitute the following paragraph”:

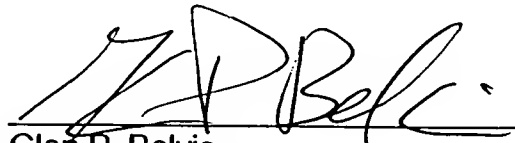
—This is a continuation of pending application serial number 09/215,865, lawyer docket no. 659/487 (filed 12/18/98), this application further claims the benefit of priority, as a continuation, to serial numbers 09/215,866 lawyer docket no. 659/482 (filed 12/18/98) and 09/215,951 lawyer docket no. 659/489 (filed 12/18/98), the entire disclosures of which are hereby incorporated by reference. —

A marked up version of this paragraph is attached as Exhibit 1.

Remarks

This amended paragraph is being submitted to more fully identify the relationship between the cases to which the benefit of priority has been claimed. The claim to the benefit of priority was made in the application as filed, in the application's transmittal document and in the inventors declarations.

Respectfully Submitted

A handwritten signature in black ink, appearing to read "Glen P. Belvis", written over a horizontal line.

Glen P. Belvis
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
Registration No. 31,735
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4239

Exhibit 1

This is a continuation of pending application serial number 09/215,865, lawyer docket no. 659/487 (filed 12/18/98), this application further claims the benefit of priority, as a continuation, to serial numbers 09/215,866 lawyer docket no. 659/482 (filed 12/18/98) and 09/215,951 lawyer docket no. 659/489 (filed 12/18/98), the entire disclosures of which are hereby incorporated by reference.